THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.24559 OF 2005

Dt:17.11.2005

Between:

.. Petitioner

and

The Depot Manager, APSRTC and others.

.. Respondents

THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.24559 OF 2005

ORDER:

The petitioner is employed as a Driver in Vikarabad Depot of A.P.S.R.T.C. It is stated that on 06.09.2005, he reported that he cannot undertake driving duty on account of his ill health and thereupon, the respondent entrusted the duty of issuing bus passes at the counter in the Depot. The respondent issued an order, dated 21.10.2005, suspending the petitioner on the allegation that he had sold passes from the tray belonging to another employee up to a value of Rs.9,102/- and has deposited the amount only on 21.09.2005 when it was enquired into. The petitioner challenges the order of suspension. He contends that he took the tickets from the

other tray by mistake and not being conversant with the procedure and on realizing the same, he remitted the requisite amount.

Heard the learned counsel for the petitioner and the learned standing counsel for the respondent.

The allegation against the petitioner is that he has issued tickets belonging to the tray of another employee. The amount involved is Rs.9,102/-. The charge sheet has already been issued to the petitioner. The question as to whether there was any *mala fide* intention on the part of the petitioner in selling the tickets from the other tray or whether he did it inadvertently, needs to be examined during the course of departmental enquiry. As of now, it cannot be said that the suspension of the petitioner is absolutely without any basis. The enquiry itself can be directed to be completed within a reasonable time.

For the foregoing reasons, the writ petition is disposed of directing the respondent to conclude the enquiry initiated against the petitioner, within a period of three months from the date of receipt of a copy of this order.

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17.11.2005

kdl

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